WP No. 132 of 2004

Hon'ble Irshad Hussain, J

Heard Sri Nagesh Aggarwal learned counsel for the petitioner and Sri Gopal Narain learned counsel for the respondent.

This is a petition for the indulgence of the court in extending time of ejectment of the petitioner from the premises under his tenancy and in regard to which the release application has been allowed right upto the hearing before the High Court. The S.L.P. preferred before the Hon'ble Supreme Court was dismissed on 27.1.2004. The petitioner designate was given liberty to move the High Court to seek time for vacating the premises.

Having heard the learned counsel for the parties and considering that the petitioner-tenant is aged about 83 years , he is given three months time from today to vacate the premises. In view thereof it is directed that the learned Prescribed Authority, Dehradun shall issue the warrant of possession under section 23 of U.P.Act No. 13 of 1972 immediately on the expiry of period of three months from today.

Copy of order be supplied today itself.

Dt: 10-03-2004 **(Irshad Hussain, J.)**

ISB